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10 *Attorneys for the Debtors-in-Possession*

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13 **UNITED STATES BANKRUPTCY COURT**  
14 **EASTERN DISTRICT OF WASHINGTON**  
15

16  
17 IN RE:  
18  
19 WAHLUKE PRODUCE, INC.,  
20  
21 Debtor.

22  
23 Case No. 16-00899  
24 Case No. 16-00900  
25 Case No. 16-00898

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27 DEBTORS' JOINT MOTION FOR  
28 AN ORDER PERMITTING THE  
29 JOINT ADMINISTRATION OF  
30 THESE CASES AND THE USE OF  
31 A CONSOLIDATED MAILING  
32 MATRIX

33  
34 IN RE:  
35  
36 TATOES, LLC,  
37  
38 Debtor.

39  
40 ***WITH REQUEST TO SHORTEN***  
41 ***TIME FOR NOTICE AND***  
42 ***OBJECTIONS & REQUEST FOR***  
43 ***EMERGENCY HEARING***

44  
45 IN RE:  
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47 COLUMBIA MANUFACTURING,

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50 BAILEY  BUSEY  
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56 Motion for Joint Administration

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1 INC., dba COLUMBIA ONION

2 Debtor.

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8 Wahluke Produce, Inc. (“**Wahluke**”), Tatoes, LLC (“**Tatoes**”), and  
9  
10 Columbia Manufacturing, Inc. dba Columbia Onion (“**Columbia**”) jointly  
11 move under Federal Rule of Bankruptcy Procedure 1015(b) for an order (a)  
12 providing for the joint administration of these cases; and (b) permitting the use  
13 of a consolidated mailing matrix. Wahluke, Tatoes, and Columbia may  
14 collectively be referred to herein as the “**Debtors**.” This Motion is supported  
15 by the records and files herein and the Declaration of Del Christensen.  
16  
17

18 **I. Background**

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21 1. On March 21, 2016, the Debtors each filed a chapter 11  
22  
23 bankruptcy proceeding with the cause numbers referenced in the above  
24  
25 caption. Each of the Debtors are continuing in the possession of their property  
26  
27 and are operating and managing their businesses as debtors in possession  
28  
29 under sections 1107 and 1108 of the Bankruptcy Code.  
30  
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1  
2        2.        Wahluke, Tatoes, and Columbia are family run businesses and  
3 each is owned 100% by Del and Daneen Christensen, husband and wife  
4 (“Christensens”). The Christensens (1) own all outstanding shares of  
5 Wahluke and Columbia and make up all of the board of directors of the same;  
6 and (2) are the sole members of Tatoes. The Christensens have the sole voting  
7 power associated with each of the Debtors.  
8  
9

10        3.        Together the Debtors, along with additional family business  
11 ventures, comprise a fully integrated farming, packing, storage, and shipping  
12 enterprise. Along with this Motion, the Debtors have jointly filed a Motion  
13 for an Order (a) Authorizing Emergency & Interim Use of Cash Collateral; (b)  
14 Authorizing Final Use of Cash Collateral (“CC Motion”). The CC Motion  
15 describes the background and structure of each of the Debtors along with the  
16 assets of the Debtors and primary secured creditors of the Debtors. The  
17 statements and averments in the CC Motion are fully incorporated in this  
18 Motion.  
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4. The Debtors are jointly and severally liable to their primary operating lender – Rabo AgriFinance (“**Rabo**”). At the time of the filing of the bankruptcy petitions, it is estimated that the total debt owed to Rabo was \$22,000,000.00. Each of the Debtors has given Rabo a blanket security interest in all of their assets, including accounts receivable.

## II. Jurisdiction

5. The Court has jurisdiction over this matter under 28 U.S.C. 157(b) and 1334. This matter is a core proceeding as defined in 28 U.S.C. 157(b)(2)(A) and (O).

### III. Argument

6. Pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure, if two or more petitions are pending in the same Court by or against a debtor and an affiliate, the Court may order the joint administration of the cases. Each of the Debtors is wholly owned by the Christensens who have the sole and complete voting power over each of the Debtors. Accordingly, each of the Debtors is an affiliate of the other, as that term is defined in 11 U.S.C. 101(2). Rule 1015(b) contemplates the joint administration of these cases.

## **Motion for Joint Administration**

Yakima, Washington, 98901

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1           7. The relief requested is appropriate because it will benefit the  
2 Debtors' estate as stated below:

3           a. Based on the integrated relationship of the Debtors and the  
4 similarity of their creditors, joint administration will lessen the administrative  
5 costs.

6           b. The Debtors business operations are closely related and a  
7 portion of their general administration and operational expenses are shared.  
8 Joint administration will provide for efficiency and will eliminate the need for  
9 duplicative notices, applications, motions, and orders.

10           c. A consolidated matrix will best ensure that notice of the  
11 proceedings will be comprehensively provided and will also lessen the  
12 administrative burden.

13           d. For the sake of clarity and simplicity, the Debtors request  
14 that only one Court file and one Court docket be maintained, which file and  
15 docket should be the file and docket established for Tatoes.



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1                   e.     Creditors and parties in interest will benefit from the  
2 reduction in costs, efficiency, clarity, and simplicity provided by the joint  
3 administration and other relief outlined herein. The Court and Court staff will  
4 be relieved of the burden of entering duplicative orders and maintaining  
5 duplicative files. The supervision and administration of these cases by the  
6 Office of the US Trustee will be simplified by the joint administration.  
7  
8

9                   **IV. Conclusion**

10                  8.     Based on the foregoing, the Debtors respectfully request entry of  
11 an Order permitting joint administration, use of a consolidated mailing matrix,  
12 and such other relief as is deemed just and proper.

13                  DATED this 21 day of March, 2016.

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22                  ROGER W. BAILEY (WSBA 26121)  
23                  JOSHUA J. BUSEY (WSBA 34312)  
24                  Bailey & Busey PLLC  
25                  Counsel for the Debtors-in-Possession  
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30                  E:\USB 3.0 PC Card Adapter\WAHLUKE PRODUCE-355\Bankruptcy\Pleadings\Joint  
31                  Administration\Motion for Joint Admin (031016).doc  
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10 *Attorneys for Debtors*

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13 **UNITED STATES BANKRUPTCY COURT**  
14 **EASTERN DISTRICT OF WASHINGTON**  
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16 IN RE:

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18 WAHLUKE PRODUCE, INC.,  
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20 Debtor.

Case No. 16-00899  
Case No. 16-00900  
Case No. 16-00898

21  
22 ORDER FOR JOINT  
23 ADMINISTRATION OF THESE  
24 CASES AND CONSOLIDATING  
25 THE MAILING MATRIX

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31 IN RE:

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33 INC., dba COLUMBIA ONION



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ORDER ON JOINT ADMINISTRATION

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1  
2 Debtor.  
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6 This matter came before the Court on the Debtors' motion for an order  
7 authorizing: (a) providing for the joint administration of these cases; and (b)  
8 permitting the use of a consolidated mailing matrix ("Motion"). The  
9 following appearances were made at the hearing: (a) Roger Bailey and Josh  
10 Busey for the Debtors; (b) \_\_\_\_\_ for Rabo AgriFinance; (c)  
11 \_\_\_\_\_ for the United States Trustee; and (d)  
12 \_\_\_\_\_.  
13 Based upon the pleadings filed with the  
14 Court and the argument of counsel, the Court hereby finds and orders as  
15 follows:  
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17 1. The Motion has been coupled with a request to limit the time for  
18 notice and objections. Given the circumstances of this case the Court finds  
19 that it is appropriate to limit the time for objections and notice with respect to  
20 the Motion. The Debtors' Motion to Shorten Time is hereby granted.  
21

22 2. Notice, including service, of the motion was proper pursuant to  
23 FRBP 2002, LBR 2002-1.  
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ORDER ON JOINT ADMINISTRATION

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1           3. The Motion is hereby granted.

2           4. The Court finds and orders as follows:

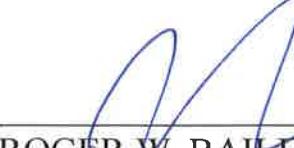
3           4.1 Each of the Debtors is an affiliate of the other, as that term  
4           is defined in 11 U.S.C. 101(2) and joint administration of these cases is  
5           authorized by 1015(b) of the Federal Rules of Bankruptcy Procedure.

6           4.2 The bankruptcy cases of the Debtors shall be jointly  
7           administered and one Court file and one Court docket shall be maintained for  
8           the jointly administered estates of the Debtors. This one Court file and docket  
9           shall be the file and docket established for Tatoes, LLC.

10           4.3 A consolidated mailing matrix will be created from the  
11           mailing matrix for each of the bankruptcy cases for the separate Debtors.

12           After creation, the consolidated matrix shall be kept in the file and docket  
13           established for Tatoes, LLC.

14           Presented By:

15             
16           ROGER W. BAILEY (WSBA 26121)  
17           JOSHUA J. BUSEY (WSBA 34312)  
18           Bailey & Busey PLLC  
19           Counsel for the Debtors



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